

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

MISTER COLEMAN,

Plaintiff,

v.

JAMES DZURENDA, et al.,

Defendants.

Case No. 3:24-cv-00317-MMD-CLB

ORDER

Plaintiff previously filed an application to proceed *in forma pauperis* and submitted a civil rights complaint under 42 U.S.C. § 1983. (ECF Nos. 1, 1-1.) The Court has not yet screened the complaint. Plaintiff now files two motions for voluntary dismissal. (ECF Nos. 9, 10 (“Motions”).) Under Federal Rule of Civil Procedure 41(a)(1), a plaintiff may dismiss an action without a court order by filing “a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment.” Fed. R. Civ. P. 41(a)(1)(A)(i). Because no responsive pleading has been filed in this case, the Court grants Plaintiff’s Motions and dismisses this action without prejudice.

It is therefore ordered that Plaintiff’s motions for voluntary dismissal (ECF Nos. 9, 10) are granted.

It is further ordered that this action is dismissed in its entirety without prejudice.

It is further ordered that all outstanding motions (ECF Nos. 1, 3) are denied as moot.

The Clerk of Court is further directed to close this case.

DATED THIS 28th Day of October 2024.



MIRANDA M. DU
UNITED STATES DISTRICT JUDGE